

January 25, 2013

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Via Electronic Submission

Ms. Marlene Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, DC 20554

Re: Notice of *Ex Parte* Presentation: CG Docket No. 02-278

Dear Ms. Dortch:

On Thursday, January 24, 2013 Gabriel Joseph of ccAdvertising (“ccAdvertising”) together with undersigned counsel met with Commissioner Robert M. McDowell and Christine D. Kurth of Commissioner McDowell’s office. The subject of this meeting was the definition of “automated telephone dialing system” (“ATDS”) under the Telephone Consumer Protection Act of 1991 (“TCPA”) and the pending Petition for Expedited Clarification and Declaratory Ruling filed by Revolution Messaging on January 19, 2012.

ccAdvertising reiterated its position, set forth in its Comments and Reply Comments Opposing Revolution Messaging’s Petition, that the Commission should reject the request to interpret the definition ATDS to include text messages sent via email. ccAdvertising also urged the Commission to issue rules prohibiting the use of spam filtering technology by wireless carriers to block political messages and clarifying that the TCPA and its implementing regulations preempt state laws regulating the use of ATDS’s or prerecorded voice messages in interstate political calls or text messages.

In accordance with the Commission’s rules, a copy of this letter is being filed electronically for inclusion in the public record of this proceeding.

Respectfully submitted,

/s/

Ronald M. Jacobs

cc: